IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO. 2426 OF 2004

Shivaji Akaram Bande ..Petitioner.
V/s.
Sou. Sunanda S. Patil ..Respondent.

Shri A.V. Patwardhan i/b Shri S.G. Deshmukh for the petitioner.

CORAM : ANOOP V.MOHTA, J.

DATE : 25TH NOVEMBER, 2004.

P.C.

. The learned Judge by the impugned order dated 24th March, 2004 condoned the delay in filing the application for restoration of a Civil Suit for specific performance,. There was 45 days delay in invoking the same. The learned Judge after considering the material, as well as, the averments and the objection raised by the petitioners, condoned the delay by reasons given in para 7 and 8 of the order. Taking into consideration, the exercise of discretionary power and the fact, that there was sufficient cause made out. I see there is no reason to interfere with the order in supervisory jurisdiction. Therefore, the petition is dismissed.

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[ANOOP V. MOHTA, J.]